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**STATE OF DELAWARE**  
**BOARD OF PHARMACY**

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<b>PUBLIC MEETING NOTICE:</b>	<b>BOARD OF PHARMACY – Technician Licensure Committee Meeting</b>
<b>DATE AND TIME:</b>	<b>Wednesday, February 18, 2015 9:30 am</b>
<b>PLACE:</b>	Conference Room A, 2 <sup>nd</sup> Floor Cannon Building 861 Silver Lake Blvd., Dover, DE 19904
<b>APPROVED:</b>	April 15, 2015

**MEMBERS PRESENT**

Kenneth Sellers  
Tejal Patel, PharmD  
Susan Esposito, R.Ph.  
Hooshang Shanehsaz, R.Ph.  
Maryanne Holzapel

**MEMBERS ABSENT**

Kim Robbins, R.Ph.

**DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT**

David Dryden, Executive Secretary  
Eileen Kelly, Deputy Attorney General  
Christine Mast, Administrative Specialist III

**ALSO PRESENT**

Jill Spivey, PTCB

**CALL TO ORDER**

Mr. Dryden called the meeting to order at 12:40 pm.

**UNFINISHED BUSINESS**

Review of November 19, 2014 meeting minutes, a motion to approve the minutes was made by Ms. Esposito, seconded by Ms. Patel. The motion unanimously carried.

**NEW BUSINESS**

Mr. Dryden stated that he had provided information to the board of Pharmacy during their January 2015 meeting from the NABP Law Survey which documented that most states do not require licensure of pharmacy technicians; there are more states that require registration of technicians vs. licensure.

Mr. Dryden provided comments received from the Division Director's office and Secretary Jeffrey Bullock's opinions on licensure of pharmacy technicians. The overall opinion is that this licensure type cannot be supported by the division or the secretary's office. Division personnel infrastructure and software limitations will not allow for registration of pharmacy technicians. Licensure of technicians will not provide additional public safety safe guards that can be achieved by other means. The Board of

Pharmacy suggested that the at the minimum there should be statutory changes that would require all personnel that have access to the pharmacy must be required to complete a state and federal criminal history background check and that record must be kept on the premises and available for inspection. The committee discussed the suggestion of the requirement of all personnel having access be required to have a criminal history completed and on file at the location for inspection. A concern of the committee is who will be responsible for the costs of the background checks. After discussion it was determined that either the employer or the employee depending on the employers requirements for a new hire.

Ms. Kelly advised that two statutory changes would be required. One, to add (f) to §2533 which would provide statutory support that all personnel who have access to the pharmacy must have a criminal background check completed. The report must be readily available at the location for inspection. Two, add to §2534 (b) the following language: “may inspect staff criminal background information” and the report must be readily available at the location for inspection.

The committee expressed concerns regarding minimal certification and educational standard requirements. This also should be at the employers’ discretion. The committee was provided from the NABP Survey of Law that the majority of Pharmacies currently require some type of Certification to be a Pharmacy Technician. This further supports the opinion that licensure and/or registration of pharmacy technicians in Delaware is not in the best interest of the public.

#### **PUBLIC COMMENT**

None

#### **NEXT SCHEDULED MEETING**

The committee did not commit to a future meeting.

#### **ADJOURNMENT**

There being no other business before the committee. A motion to adjourn was made by Ms. Esposito, seconded by Mr. Shanehsaz. The motion unanimously carried at 1:27 pm.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Mast", written in a cursive style.

Christine Mast  
Administrative Specialist III  
Board of Pharmacy